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IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF CALIFORNIA

JOE FLORES, an individual, and CONNIE FLORES, an individual,	NO. 1:05-CV-00291-AWI-DLB) ORDER VACATING OCTOBER 6, 2008 HEARING DATE AND TAKING MATTER
Plaintiffs,	
V.) UNDER SUBMISSION
EMERICH & FIKE, etc., et al.,	
Defendants.	
	_)

Defendants' motion to dismiss has been set for hearing in this case on October 6, 2008. The court has reviewed the papers and has determined that this matter is suitable for decision without oral argument. Local Rule 78-230(h). Therefore, IT IS HEREBY ORDERED that the previously set hearing date of October 6, 2008, is VACATED, and the parties shall not appear at that time. As of October 6, 2008, the court will take the matter under submission, and will thereafter issue its decision.

IT IS SO ORDERED.

Dated: October 2, 2008 /s/ Anthony W. Ishii
CHIEF UNITED STATES DISTRICT JUDGE